

12/22/99

12.23.99

+

**PATENT APPLICATION TRANSMITTAL LETTER**

(Small Entity)

Docket No.  
POS-01102/29

jc490 U.S. PTO  
09/470452

12/22/99

TO THE ASSISTANT COMMISSIONER FOR PATENTS

Transmitted herewith for filing under 35 U.S.C. 111 and 37 C.F.R. 1.53 is the patent application of:

**John G. Posa, Ronald W. Citkowski**

For: **TAPE AND WRAPPING MATERIALS WITH EDGE-FINDING FEATURE**

Enclosed are:

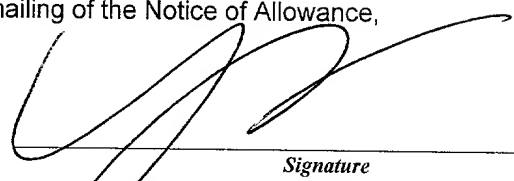
- ☒ Certificate of Mailing with Express Mail Mailing Label No. **EK366932439US**
- ☒ Two (2) formal sheets of drawings.
- ☐ A certified copy of a application.
- ☒ Declaration ☒ Signed. ☐ Unsigned.
- ☒ Power of Attorney
- ☒ Information Disclosure Statement
- ☐ Preliminary Amendment
- ☒ Verified Statement(s) to Establish Small Entity Status Under 37 C.F.R. 1.9 and 1.27.
- ☐ Other:

**CLAIMS AS FILED**

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	19	- 20 =	0	x \$9.00	\$0.00
Indep. Claims	3	- 3 =	0	x \$39.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$380.00
TOTAL FILING FEE					\$380.00

- ☐ A check in the amount of to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. **07-1180** as described below. A duplicate copy of this sheet is enclosed.
  - ☒ Charge the amount of **\$380.00** as filing fee.
  - ☒ Credit any overpayment.
  - ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
  - ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: **Dec. 22, 1999**



Signature

**John G. Posa**  
Reg. No. 37,424  
Gifford, Krass, Groh et al  
280 N. Old Woodward Ave., Suite 400  
Birmingham, MI 48009  
Tel. 734/913-9300

cc:

## **TAPE AND WRAPPING MATERIALS WITH EDGE-FINDING FEATURE**

### Field of the Invention

The present invention relates generally to thin, flexible stock materials, and, more particularly, to tapes and sheets including means enabling a newly formed edge to be visually apparent, thereby enhancing the ability of a user to locate the edge on a roll of such materials.

### Background of the Invention

Modern adhesive tapes and flexible sheet materials are now mass-produced with a very high degree of uniformity, both in terms of thickness and color or transparency. As a result, without a dispenser, it is often very difficult to find the edge of such materials, particularly if allowed to fall back onto the outer surface of the roll once cut or torn for use.

Many different types of tape exhibit this frustrating problem, including mending tapes and packing tapes, particularly the clear varieties. One clever solution to this problem is disclosed in U.S. Patent No. 3,537,578, simply entitled "TAPE." According to this patent, a piece of tape includes a continuous marking imprinted thereon, which preferably extends diagonally from one corner of the tape to the other, or, alternatively, a wavy line is used which forms part of the repeating pattern. In both cases, after the tape is formed into a roll, the free end of the tape can be plainly visualized because the continuous line is broken and separated. It is clear from the disclosure of this patent, that the concept is not intended for

use with transparent tapes, since only “insulating tapes” are specifically mentioned. If applied to transparent tapes or other materials, the line might be undesirable, particularly if the layers of the material are substantially transparent.

Although certain tape structures make use of fluorescence, its use is for surface highlighting as opposed to edge-finding. Using U.S. Patent No. 4,913,946 as an example, which is entitled “FLUORESENCE ADHESIVE TAPE FOR USE AS A HIGHLIGHTER,” fluorescent ink is applied to one face of the transparent film or support base, having a layer of low-tack adhesive, allowing the removal of the material from library books, and so forth, without damaging the printed matter. U.S. Patent No. 5,693,394, entitled “PRESSURE-  
10 ACTIVATED FLUORESCENT MARKING TAPE,” includes an adhesive fluorescent coloring layer coated on a carrier, wherein, upon application of pressure on the back of the carrier, the coloring layer is transferred to a substrate. U.S. Patent No. 5,707,482, entitled “REMOVABLE HIGHLIGHTING TAPE,” adds the feature of a dispenser having a cutting edge, further evidence that the prior art does not teach or consider the use of fluorescence or  
15 other optically-activated materials as an edge-finding feature. It is a notable, and required, feature of these highlighting tapes that they are highly colored, and this precludes their use in many applications.

Although at least one patent discloses the use of colored edges for edge-finding, this is not disclosed for use with newly-formed edges, but, rather, for use in conjunction with  
20 existing edges which are not torn or cut. This particular reference is U.S. Patent No. 5,340,629, entitled “ADHESIVE TAPE,” which is directed to the translucent material having an adhesive-free colored edge, enabling a health-care worker to visually discern and

manipulate a tape edge even when using protective gloves. Thus, any mechanism tending to make newly formed edges on tapes or other materials more visually apparent would be welcomed by users thereof.

### Summary of the Invention

5           This invention helps to solve problems in locating the free end or edge of tapes and other thin flexible materials through the use of a substance which causes the free end or edge to become a different color, or to glow, when cut or torn, but which does not significantly change the transparent nature of the tape. In the preferred embodiment, the substance is contained within the flexible material itself, though one or more layers may be added to the  
10       material to carry the substance.

          The invention may be applied to various thin, flexible materials, including adhesive tapes, food wraps and other packaging materials, and is particularly advantageous when used in conjunction with transparent materials provided in roll form, where the free end of the material may stick to, or at least fall back onto, the outer surface of the roll, causing the  
15       edge to become otherwise difficult to locate. The invention is particularly useful when applied to clear packing tapes, which tend to be extremely transparent, and are often provided without a dispenser.

          In an adhesive tape embodiment, the substance added to the material is preferably a daylight fluorescent additive, such as a fluorescein dye. The backing material of the tape is  
20       preferably employed as a light pipe. Ambient illumination enters into the tape and is wavelength-shifted by the fluorescent dye to a highly visible, preferably monochromatic or

near-monochromatic illumination, which exits through the free edge of the tape, causing it to glow. To enhance this effect, the sides of the tape, particularly if supplied in roll form, may be coated with an opaque or reflective material, enhancing internal reflections within the backing material to enhance the exiting of light through the free end. Also, one or more  
5 surfaces of the tape, or the adhesive, may be treated, or selected, to further enhance the scattering of light back into the tape.

A wide variety of backing materials may be used in such an embodiment, including, but not limited to cellophane, vinyl, polyester, and the like. Nor is the invention limited in terms of adhesive, and may exploit an entire range of adhesives from extremely tenacious to  
10 low-tack types of the kind used for Post-it® notes and tapes. Different daylight-fluorescent materials besides fluoresceins may also be used, and such alternative materials will be readily apparent to one of skill in the art.

In addition, as an alternative to the use of a light-carrying conduit, the substance used for edge-finding may be contained in microcapsules, such that when the tape or other  
15 material is cut or torn, the substance is exposed, causing it to fluoresce, become a different color, or otherwise become visually apparent; in some instances, as a result of interaction with oxygen, water, or other components of the ambient atmosphere. Thus, at least according to this embodiment, the invention is not limited to transparent or translucent materials.

### Brief Description of the Drawings

FIGURE 1 is a drawing showing a prior art roll of materials, in this case, packing tape used to illustrate the problem in finding a cut or torn edge;

FIGURE 2 is a drawing which helps to illustrate the advantages of the invention in finding the free end of the flexible sheet material, a roll of adhesive tape in this case;

FIGURE 3 is a cross sectional view of the outer layers of a roll of tape structured in accord with one embodiment of this invention; and

FIGURE 4 is an oblique view of a roll of tape illustrating another embodiment of this invention.

### Detailed Description of the Preferred Embodiments

Making reference to the drawings, Figure 1 illustrates, from an oblique perspective, a prior-art roll of packing tape used to illustrate the problem solved by the subject invention. The roll of tape 102, being very clear and uniform in manufacture, makes it difficult, if not impossible, to visualize the free end of the tape 104, which is obscured by the edges 106 of the tape seen through the surfaces of the tape itself, and any wrinkles or imperfections 108 which may otherwise be present. Figure 2 illustrates, in a schematic form, the way in which the invention solves this problem, by causing the undetected edge 104 in Figure 1 to be visually apparent as 110.

The invention anticipates various alternative means which cause the edge of an applicable material to become visibly evident, thereby enabling each newly cut or torn edge to be more easily located, particularly if the free end is allowed to fall back onto and cling to

the outer surface of the roll. Although the following description concentrates on the application of the invention to adhesive tapes such as packing tapes, which typically have a width of 2" or less, it will be apparent to one of skill that the teachings are equally applicable to other types of tapes and materials having different widths and thicknesses, with or without  
5 an adhesive, including patterned and double-sided adhesives, such as plastic wrap, shrink wrap, contact paper, decals, release layers, protective sheets, laminations and overlays.

In the embodiment of a transparent adhesive tape, the base of the tape includes a daylight fluorescent material, preferably a fluorescein dye. The base structure within which this fluorescent material is suspended also exhibits light-piping properties, and is thus  
10 capable of carrying the fluorescent emission to the edge of the tape, causing the edge to glow relative to other tape surfaces, enabling the edge of the tape to appear visually apparent. To assist in preventing the fluorescent emissions from exiting out the sides of the tape, one or both sides of the roll may be coated with a material, including a material to enhance reflections back into the base layer. For example, a reflective and/or opaque coating may be  
15 applied by spraying or otherwise to the sides of the roll once trimmed to width. Also, one or more surfaces of the tape may be texturized, further enhancing the scattering of light back into the tape.

Various materials may be utilized for the base material and adhesive layers. Plastics such as cellulose-based materials, vinyls, urethanes, polyesters and the like now currently  
20 employed for both opaque and transparent tapes may be used according to the invention or, alternatively, other materials may be employed with enhanced light-piping capabilities or indices of refraction more conducive to making the edge more conspicuous in the manner

described herein. As is known in the art, the upper and/or lower surfaces of the tape may be coated or otherwise treated to further enhance light piping. Similarly, the adhesive may be any of the pressure-sensitive formulas now currently in use, or may be adjusted along with, or independent of the base layer, for example, to enhance reflection or scattering back into the base layer. As a further possibility, the adhesive may be made intentionally opaque with the base layer clear, to keep ambient light from progressing too deeply into the body of the roll, thereby localizing the inventive effect to the outermost layer(s).

It is not necessary according to the invention that the edge glow brightly or along its entire length. It is only desirable that at least a portion of the edge glow at least slightly relative to the surfaces which surround the edge to enable a user to at least get started in finding an edge once "lost." If a fluorescer is used, the fluorescent emissions may take place at all angles within the plane of the tape. Although some portion of the emission may pass out of the top, bottom, or side surfaces of the tape, sufficient emissions will be reflected back through the tape so as to emerge from the edge, enabling this edge to glow relative to the surface of the tape. As an alternative to randomly oriented emissions, if it is possible to favor emissions lengthwise along the tape, as through stretching, heat-treating, or other techniques, these could be adopted to increase radiation out the free edge. In any case, since a majority of the fluorescence will exit the edges of the tape, the tape will not manifest a significant color when viewed through its top face. In a typical, preferred embodiment of the present invention, the white light optical density of the tape will be at least 90% of that of a comparable tape which does not include the present invention.

Operation of the fluorescent embodiment of this invention will be better understood with reference to Figure 3, which shows generally at 302 a plurality of outer layers of tape on a roll, thus taking on a curved appearance when viewed from the side. In its most basic form, the tape includes a base layer 304 and an adhesive 306 used to hold the tape against a roll and to  
5 hold the tape against a work surface when removed from the roll and applied. Although the base is shown significantly larger than the adhesive in the drawing, any other relative thicknesses and base/adhesive size ratios are possible according to the invention.

In this embodiment of the invention, a ray of incident, ambient light 310 impinges upon the outer base layer of the roll, and strikes a molecule 312 of the fluorescer disposed within the  
10 base layer 304, causing visible fluorescent emissions to emerge therefrom. At least certain of these emissions travel along the length of the tape, and emerge from the edge 316 as rays 320, thereby causing edge 316 to glow and become more visually apparent with respect to the surrounding tape surfaces. If the fluorescent emission from molecule 312 takes place at all angles within the plane of the tape, some portion of the emission may be lost, as indicated by  
15 ray 322. However, much of the emission to the right of ray 310 in Figure 1 will be reflected back into the base layer, for example, at points 324 and 326, and emerge from edge 316, enabling edge 316 to glow relative to the surfaces 330 and 332. The advantages of the embodiment just described include affordability and ease of manufacture, since a small amount of the fluorescing material may simply be mixed with the plastic or other material  
20 used to form the base layer 304 so as to give the desired effect.

In an alternative embodiment of the invention, one or more materials may be added to the base layer and/or adhesive, or used in conjunction with the adhesive, causing a cut or

63333T 6340469

torn edge to be visually evident through mechanisms other than fluorescence. As one example, a chemical agent may be added to the adhesive which, when exposed to oxygen, results in a color change causing a newly-formed edge to become visibly evident. In this embodiment, the tape roll would be formed in an oxygen-free environment, with each

5 subsequent layer of the tape protecting the corresponding layer beneath from further oxygen exposure once removed from the environment associated with rolling the tape. During use, however, the oxygen-activated agent will be exposed to air, causing the edge remaining after a cut or tear to change color, thus indicating the tape edge. Preferably, an oxygen-activated material such as a leucodye is used as the chemical additive, though any other agents which

10 change color upon exposure to air may alternatively be utilized for this purpose, including pure metals having a visibly evident oxidized state.

One disadvantage with this alternative embodiment is that the entire adhesive surface of the tape may discolor when removed from the roll prior to adhering the tape to a work surface. An advantage, however, is that the tape may be opaque, since oxygen, rather than

15 light, is responsible for causing the exposed edge to become evident. Thus, this alternative may be used in conjunction with translucent or even opaque tapes such as colored packing tapes, black electrical tapes, and so forth.

As a further alternative embodiment, color-changing compounds may instead be contained within microcapsules, preferably applied to the adhesive side of the tape base. As

20 such, when the tape is cut, torn or severed, microcapsules are broken, enabling a material which discolors to flow therefrom. Such a material may be of various alternative types, including high-intensity dyes, materials which discolor upon contact with another material in

the adhesive, or materials such as those mentioned above, which discolor upon exposure to oxygen. Figure 4 depicts one such embodiment. As shown therein, when the tape 404 is cut or severed at point 406, microcapsules 408 (shown enlarged) are broken to release a visibly apparent material.

5           An advantage of the microencapsulation technique is that the entire adhesive surface of the tape will not become discolored as in the alternative embodiment described above, and thus may be more suitable to transparent tapes. Additionally, if the microcapsule contents are of the type which discolor upon mixing with other materials of the adhesive layer, visually evident markings may be written on the tape once set in place, simply by using a  
10   relatively hard stylus, fingernail or other object which would result in the breakage of the microcapsules beneath the base layer. In yet another embodiment, the foregoing microcapsules may be disposed directly in the tape base.

Having thus described our invention, we claim:

1. Edge-indicating material, comprising:  
2 a substantially thin, flexible sheet including a substance which, when the sheet is cut  
or torn to produce an edge, causes the edge to become visibly apparent, thereby assisting a  
4 user in finding the edge when overlaid on the sheet.

2. The material of claim 1, wherein the sheet is an adhesive tape.

3. The material of claim 1, wherein the sheet is a plastic wrap.

4. The material of claim 1, wherein the substance is fluorescent.

5. The material of claim 1, further including a plurality of microcapsules which  
2 release the substance when the sheet is cut or torn.

6. The material of claim 1, wherein the sheet is substantially transparent.  
2

7. The material of claim 1, wherein the sheet is composed of a polymer selected  
2 from the group consisting of: polyesters, polyvinyls, cellulosic polymers, polyvinylidenes  
and combinations thereof.  
4

8. The material of claim 1, wherein the amount of the substance is such that the  
6 white light optical density of the material is at least 90% of what the white light optical  
density of the material would be in the absence of the substance.

9. Edge-indicating tape, comprising:  
2 a roll of substantially thin, flexible backing material having two surfaces;  
an adhesive disposed on at least one of the surfaces of the backing material; and  
4 a substance contained in the backing material which, when the tape is cut or torn to  
produce a newly formed edge, causes the newly formed edge to become visibly apparent,  
6 thereby assisting a user in finding the edge when overlaid on the roll.

10. The tape of claim 9, wherein the backing material and adhesive are  
2 substantially transparent.

11. The tape of claim 9, wherein the substance is fluorescent, causing the newly  
2 formed edge to glow.

12. The tape of claim 9, wherein a plurality of microcapsules release the  
2 substance when the sheet is cut or torn.

2           13.     The tape of claim 9, wherein the backing material is composed of a polymer  
selected from the group consisting of: polyesters, polyvinyls, cellulosic polymers,  
4 polyvinylidenes and combinations thereof.

6           14.     The tape of claim 9, wherein the amount of the substance is such that the  
white light optical density of the material is at least 90% of what the white light optical  
8 density of the material would be in the absence of the substance.

            15.     In a body of flexible, transparent material, the improvement comprising in  
2 combination:

            a fluorescent material disposed in said body of material, said fluorescent material  
4 being operable to absorb light of a first wavelength and to emit light of a second wavelength  
different from said first, said body of flexible, transparent material being operable to direct  
6 said light of said second wavelength so that a portion thereof exits through an edge of said  
body of flexible, transparent material.

            16.     A body of flexible, transparent material as in claim 15, further including a  
2 body of adhesive disposed on a surface thereof.

            17.     A body of flexible, transparent material as in claim 15, wherein the amount of  
2 said fluorescent material disposed therein is such that the white light optical density of said  
body of flexible transparent material is at least 90% of what the white light optical density of

POS-01102/29  
91612sh

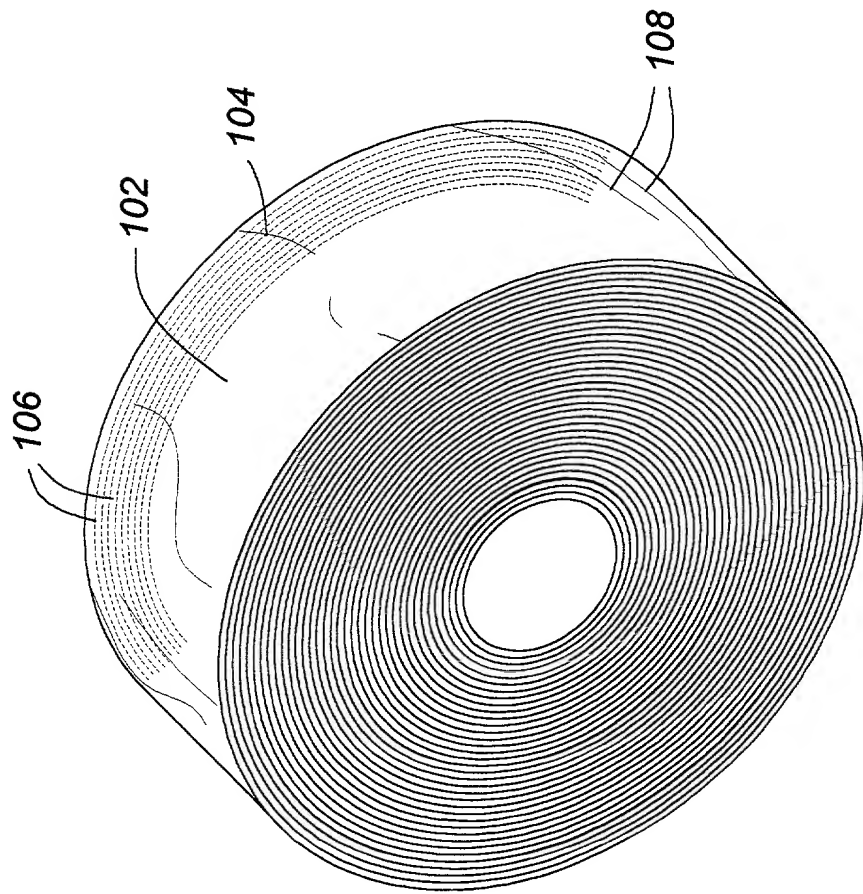
- 4    said body of flexible transparent material would be in the absence of said fluorescent material.

18.    A body of flexible, transparent material as in claim 15, comprising a polymer  
2    selected from the group consisting of: polyesters, polyvinyls, cellulosic polymers, polyvinylidenes and combinations thereof.

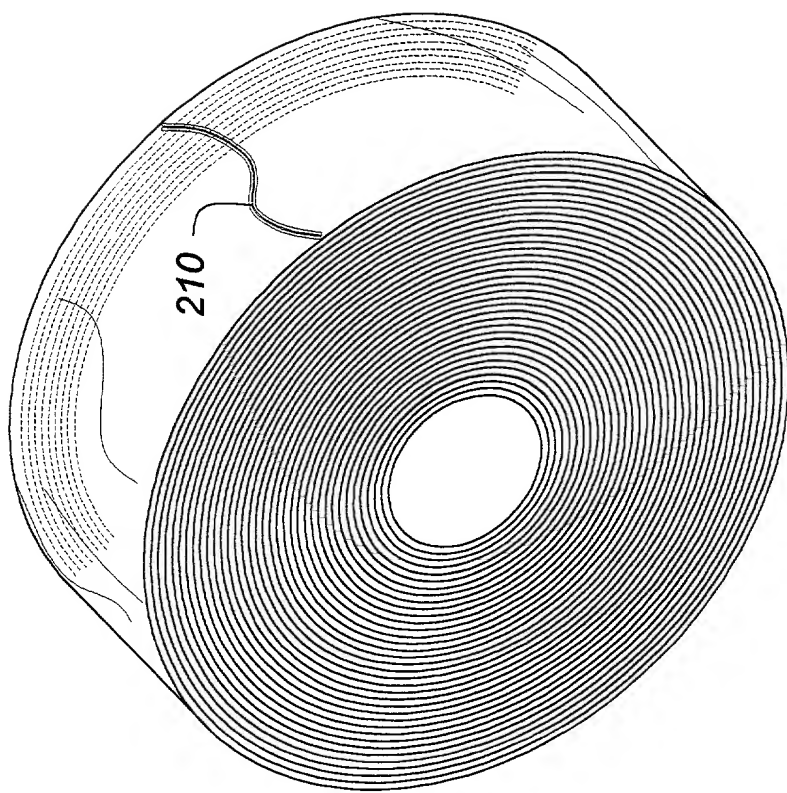
19.    A body of flexible, transparent material as in claim 15, wherein said  
2    fluorescent material is a fluorescein dye.

Abstract of the Disclosure

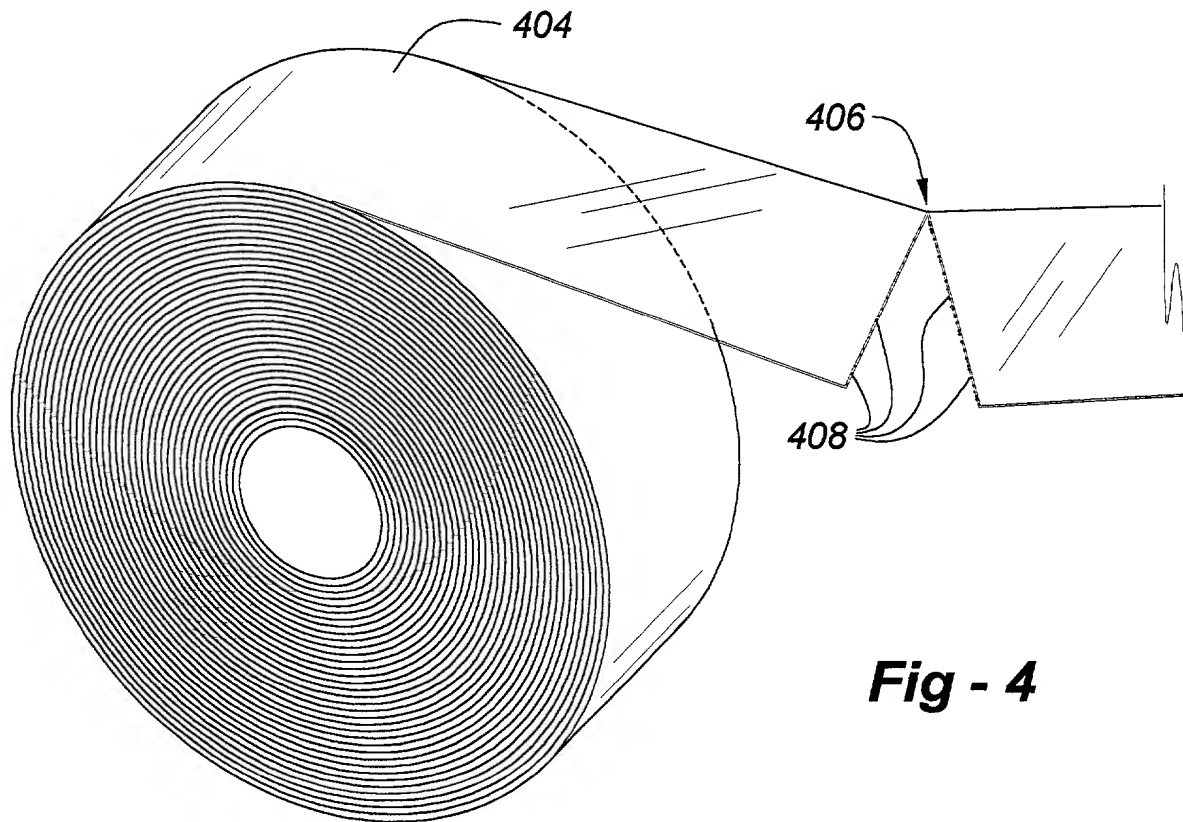
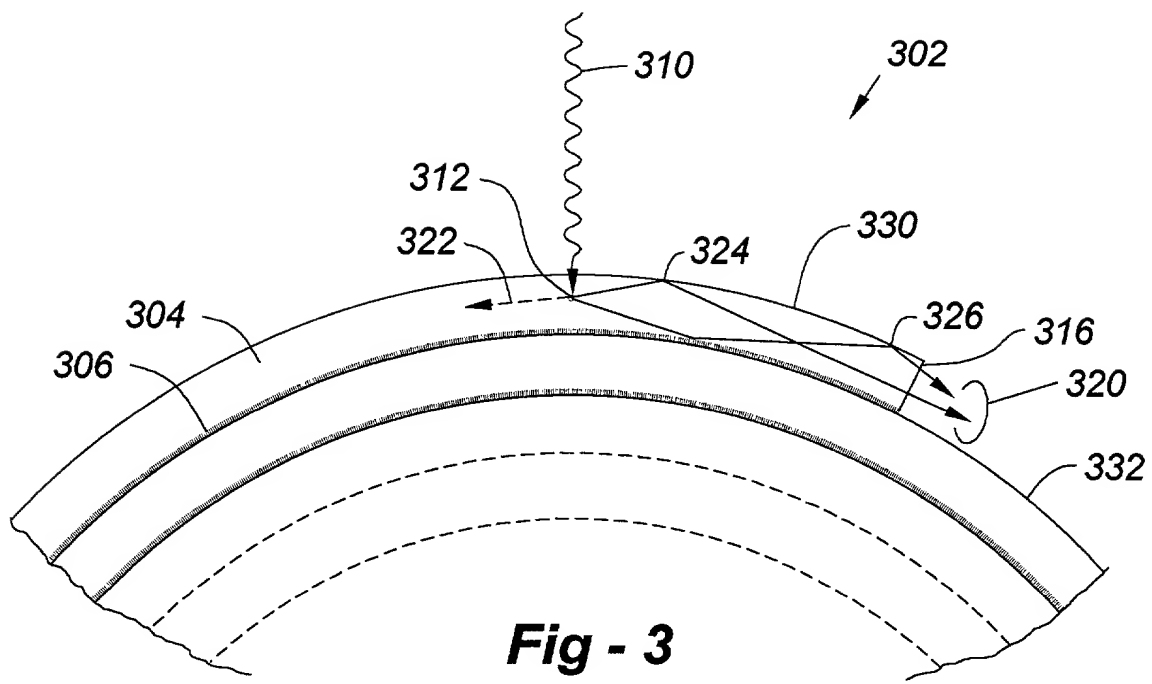
A flexible material such as a transparent tape includes a material which enhances the visibility of a newly formed edge. The material can include a fluorescent dye disposed in the tape, or can be a material which reacts with oxygen, moisture or some other component of  
5 the ambient atmosphere to render the edge more visibly evident.



**Fig - 1**  
(PRIOR ART)



**Fig - 2**



**COMBINED DECLARATION, POWER OF ATTORNEY  
AND VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS**

As the below named inventor, I hereby declare my residence, post office address and citizenship are as stated below next to my name; and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**TAPE AND WRAPPING MATERIALS WITH EDGE-FINDING FEATURE**

the specification of which

- ☒ is attached hereto.
- ☐ was filed on \_\_\_\_\_ as ☐ Serial No. 0 / \_\_\_\_\_  
or ☐ Express Mail No., *as Serial No. not yet known* \_\_\_\_\_  
\_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).
- ☐ was described and claimed in PCT International Application No. \_\_\_\_\_  
\_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT  
Article 19 on \_\_\_\_\_ (if any).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge to the duty to disclose information which is material to patentability as defined in 37, Code of Federal Regulations, §1.56(a). I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application on which priority is claimed:

**PRIOR FOREIGN APPLICATION(S)**

			Priority Claimed	
			Yes	No
_____ (Number)	_____ (Country)	_____ (Day/month/year filed)	[ ]	[ ]
_____ (Number)	_____ (Country)	_____ (Day/month/year filed)	[ ]	[ ]

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(App. Serial No.)	(Filing date)	(Status)
		(patented, pending, abandoned)

(App. Serial No.)	(Filing date)	(Status)
		(patented, pending, abandoned)

And I hereby appoint Ernest I. Gifford, Reg. No. 20,644; Allen M. Krass, Reg. No. 18,277; Irvin I. Groh, Reg. No. 17,505; Douglas W. Sprinkle, Reg. No. 27,394; Thomas E. Anderson, Reg. No. 31,318; Ronald W. Citkowski, Reg. No. 34,732; Judith M. Riley, Reg. No. 30,311; Douglas J. McEvoy, Reg. No. 34,385; Ellen S. Cogen, Reg. No. 38,109; Roberta J. Morris, Reg. No. 33,196; John G. Posa, Reg. No. 37,424; and Douglas L. Wathen, Reg. No. 41,369 as my attorneys, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith. Send all correspondence to:

John G. Posa, Esq.  
 GIFFORD, KRASS, GROH, SPRINKLE,  
 ANDERSON & CITKOWSKI, P.C.,  
 280 N. Old Woodward Ave., Suite 400  
 Birmingham, Michigan 48009  
 Telephone (734) 913-9300

I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention described in the specification. I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a non-profit organization under 37 CFR 1.9(e). Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ no such persons, concern, or organization
- ☐ persons, concerns or organizations listed below

FULL NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_  
☐ Individual                      ☐ Small Business Concern                      ☐ Non-Profit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that

such willful false statements may jeopardize the validity of the application, any patent issuing thereon.

**Full name of first co-inventor** JOHN G. POSA

Inventor's signature \_\_\_\_\_

Date 12/20/99 Country of Citizenship US

Residence Ann Arbor, Michigan

Post Office Address 1204 Harbrooke, Ann Arbor, Michigan 48103

**Full name of second co-inventor** RONALD W. CITKOWSKI

Inventor's signature \_\_\_\_\_

Date 14-Dec-99 Country of Citizenship US

Residence Rochester, Michigan

Post Office Address 1380 W. Gunn Rd., Rochester, Michigan 48306